

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of.:

Eran FINE

Serial

10/538,173

No.:

For:

Filed:

August 7, 2006

FLEXIBLE OPTICAL

**DEVICE** 

*\$* \$\tau\$ \$\tau\$

Group Art Unit:

2874

Attorney Docket:

30063

Examiner: ROJAS Omar R.

Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED APPLICATION UNDER 37 CFR 1.137(b)

Sir:

This application went abandoned for failing to pay the Issue Fee and Publication Fee in response to the Notice of Allowance dated May 21, 2009, for which the filing deadline was August 21, 2009. As of this date, Applicant has not received a Notice of Abandonment.

The abandoned application was a utility application. Attached please find the Issue Fee transmittal sheet.

Please charge the petition fee under 37 CFR 1.17(m) in the amount of \$810 to Deposit Account 50-1407.

The entire delay in paying the Issue Fee from the due date of the reply until the filing of this grantable petition was unintentional.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Respectfully submitted,

Martin D. Moynihan

Registration No. 40,338

Date: August 25, 2009